IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.GIRI

FRIDAY, THE 7TH SEPTEMBER 2007 / 16TH BHADRA 1929

WP(C).No. 24706 of 2007(N)

PETITIONER:

K.S.RAJI,
JR.PUBLIC HEALTH NURSE (GRADE-II)
PRIMARY HEALTH CENTRE (MAIN CENTRE),
VARAVOOR, THRISSUR DISTRICT.

BY ADV. SRI.GEORGE ABRAHAM

RESPONDENTS:

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1. DISTRICT MEDICAL OFFICER, THRISSUR.

2. DIRECTOR OF HEALTH SERVICES,
THIRUVANANTHAPURAM.

3. STATE OF KERALA, REPRESENTED BY
SECRETARY TO GOVERNMENT, HEALTH AND FAMILY
WELFARE DEPARTMENT, GOVERNMENT SECRETARIAT -
THIRUVANANTHAPURAM.

4. DISY K.M., W/O.MONCY,
JR.PUBLIC HEALTH NURSE,
PRIMARY HEALTH CENTRE,
VELLANIKKARA - THRISSUR DISTRICT.

5. P.D.SREEDEVI,
JR.PUBLIC HEALTH NURSE,
PRIMARY HEALTH CENTRE,
VELLANIKKARA - THRISSUR DISTRICT.

BY GOVT.PLEADER SRI.BIJOY CHANDRAN

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 07/09/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

V.GIRI,J.

W.P.(C) NO.24706 of 2007

Dated this the 7th day of September, 2007

JUDGMENT

The petitioner is a Junior Public Health Nurse, working in the Varavoor Primary Health Centre, since 25.10.2003. She states that she is residing at Vellanikkara. She claims to have applied for transfer for the last four years. Apparently, the same has not been accepted. She has made a request - Ext.P5 that she may be given a posting either in Vellanikkara or in Olloorkkara.

2. I do not propose to examine the merits of the claim made by the petitioner. Acceptance of options given by the Government employees in the matter of transfer is within the domain of the head of the the department or the Government as the case may be.

3. After hearing the learned counsel for the petitioner as also the learned Government Pleader, I dispose of the writ petition directing the second respondent to consider and take appropriate action on Ext.P5, in accordance with law. While considering Ext.P5, the Director may also take into account the contention raised by the petitioner that an open vacancy in the post of Junior Public Health Nurse Grade II will arise at the Primary Health Centre, Olloorkkara shortly. I make it clear that I have not expressed any opinion on the merits of the case. The second respondent shall take a decision within a period of two months from the date of receipt of a copy of this judgment.

V.GIRI, JUDGE

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